IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

FEBRUARY, 1898.

Presented to Parliament by Command of Her Majesty.

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IRISH LAND COMMISSION.

MONTH OF FEBRUARY, 1898.

Summary of Proceedings under "The Land Law Acts, up to the 28th day of February, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883–1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—Fair Rent.

(*a.*) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st January 1898, . .	190,668		Rents Fixed—		
Applications received in month of February, 1898, . .	231	190,899	By Chief Commission to 31st January, 1898, .	4,390	
			„ in month of February, 1898, . . .	1	4,391
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st January, 1898,	10,181				
Do. in month of Feb., 1898,	9	10,190	By Sub-Commissions to 31st January, 1898, .	162,452	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Jan., 1898,	29,703		„ in month of February, 1898, . . .	295	182,747
Applications received in month of February, 1898, . .	15	29,718			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st Jan., 1898, .	1,096		Dismissed—		
Do. received in Feb., 1898,	3	1,099	To 31st January, 1898, . .	8,500	
			In month of February, 1898, .	50	8,550
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st January, 1898, . . .	1,434		Struck out—		
Do. in month of Feb., 1898,	1	1,435	To 31st January, 1898, . .	35,789	
			In month of February, 1898, .	53	35,842
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st January, 1898, . . .	320				
Do. in month of Feb., 1898,	4	324	Withdrawn†—		
			To 31st January, 1898, . .	14,747	
			In month of February, 1898, .	45	14,792
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st January, 1898, . . .	28				
Do. in month of Feb., 1898,	—	28			
Total, .	—	233,693	Total disposed of, .	—	226,322

* These cases are also included in Redemption of Rent, Table (xx.), page 8.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

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SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Jan., 1898,	27,381		Rents Fixed—		
Applications received in month of February, 1898,	1,199	28,580	By Chief Commission to 31st January, 1898,	88	
			" in month of February, 1898,	13	101
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st January, 1898,	2,048		By Sub-Commissions to 31st January, 1898,	8,478	
Do. in month of February, 1898,	80	2,128	" in month of February, 1898,	724	9,202
			Dismissed—		
			To 31st January, 1898,	216	
			In month of February, 1898,	22	238
			Struck out—		
			To 31st January, 1898,	1,699	
			In month of February, 1898,	105	1,804
			Withdrawn*—		
			To 31st January, 1898,	340	
			In month of February, 1898,	28	368
Total,	—	30,708	Total disposed of,	—	11,713

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st January, 1898,	121,023
Do., do. in month of February, 1898,	299
Total,	121,322

SECOND STATUTORY TERM.

Agreements out of Court, in form 45, fixing Fair Rent for a Second Statutory Term to 31st January, 1898,	4,521
Do., do., in month of February, 1898,	—
Total,	4,521

II.—Miscellaneous Originating Notices.†

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st Jan., 1898,	2,497
Applications received to 31st January, 1898,	1,628		" in month of February, 1898,	6
Applications received in month of February, 1898,	14	1,642		
Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st January, 1898,	40			
Do. in month of February, 1898,	—	40		
Applications by Leaseholders to be declared Tenants of present tenancies (Form 33) received to 31st January, 1898,	1,054			
Applications in month of February, 1898,	1	1,055		
Total,	—	2,737	Total disposed of,	2,503

† The first notice of Application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

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III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887,"—sec. 2).—Form 80.

Number of Applications received to 23rd February, 1888,*		55	Leases or Grants declared void to 31st Jan., 1898, .	22	
			„ in month of Feb., 1898, . .	—	22
			Applications dismissed or struck out to 31st Jan., 1898, . . .	30	
			„ in month of Feb., 1898, . . .	—	30
			Applications withdrawn or compromised to 31st Jan., 1898, .	3	
			„ in month of Feb., 1898, . .	—	3
Total .		55	Total disposed of, .	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—Applications by Middleman claiming to be entitled to surrender his Holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st Jan., 1898, .	17		Applications granted to 31st Jan., 1898, . . .	2	
„ in month of Feb., 1898, . . .	—	17	„ in month of Feb., 1898, . . .	—	2
„ Transferred from Civil Bill Courts to 31st January, 1898, .	3		Applications dismissed or struck out to 31st Jan., 1898, . . .	9	
„ in month of Feb., 1898, . . .	—	3	„ in month of Feb., 1898, . . .	—	9
			Applications withdrawn to 31st January 1898, .	3	
			„ in month of Feb., 1898, . . .	—	3
Total, .	—	20	Total disposed of, .	—	14

V.—Proceedings under the Labourers (Ireland) Acts, 1883-1891.

Applications received to 31st January, 1898, ...	4,281		Rents fixed to 31st Jan., 1898,	3,788	
„ in February, 1898, .	8		„ in February, 1898,	8	3,796
			Applications dismissed, struck out, and withdrawn to 31st January, 1898,	381	
			„ in February, 1898, .	8	387
Total, ...	4,289		Total disposed of, .	—	4,183

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VI.—Appeals re Fair Rents, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Jan., 1898, ...	47,244	Number heard to 31st Jan., 1898,	23,781	
" in month of February, 1898,	121	" in month of Feb., 1898, . .	67	23,848
		Number dismissed or struck out to 31st Jan., 1898, .	801	
		" in month of Feb., 1898, . .	—	801
		Number withdrawn to 31st Jan., 1898, . . .	21,183	
		" in month of Feb., 1898, . .	33	21,216
		Total Number disposed of, .	—	45,865
		Remaining to be disposed of, .	—	1,500
Total, . . .	47,365	Total, . . .	—	47,365

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st January, 1898, ...	5,540	Number heard to 31st Jan., 1898,	989	
" in month of February, 1898, .	252	" in month of Feb., 1898, . . .	191	1,180
		Number dismissed or struck out to 31st Jan., 1898,	—	
		" in month of Feb., 1898, . . .	—	—
		Number withdrawn to 31st Jan., 1898, . . .	704	
		" in month of Feb., 1898, . . .	52	756
		Total Number disposed of, .	—	1,936
		Remaining to be disposed of, .	—	3,856
Total, . . .	5,792	Total, . . .	—	5,792

VII.—Purchase of Land (Ireland) Acts, 1885 and 1888.

—	Number.	Amount.
Loans applied for to 31st January, 1898, ...	29,636	11,452,028
" in February, 1898, ...	—	—
	29,636	11,452,028
Deduct Applications refused, ...	3,811	1,459,300
	25,825	9,992,728
Loans sanctioned to 31st January, 1898, ...	25,825	9,992,728
Loans sanctioned in month of February, 1898, ...	—	—
	25,825	9,992,728
Loans issued to 31st January, 1898, ...	25,361	9,991,635
Loans issued in month of February, 1898, ...	3	453
	25,364	9,992,088

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VIII.—Purchase of Land (Ireland) Act, 1891 and 1896.

——	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st January, 1898, ...	15,572	4,831,503		
„ in February, 1898, ...	558	158,892	16,130	4,990,395
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1885), to 31st January, 1898, .	2,892	749,629		
„ in February, 1898, ...	1	60	2,893	749,689
Loans applied for (Section 40, Act, 1896), to 31st Jan., 1898, ...	8	3,395		
„ in February, 1898, ...	54	14,622	62	18,017
Total number of Loans applied for to 28th February, 1898,	—	—	19,085	5,753,101
Less applications refused to 31st January, 1898, . .				
„ „ in cases of Purchase of Estates (Section 5, Act, 1885), to 28th February, 1898, ...	751	327,924		
„ „ (Section 40, Act, 1896) to 28th February, 1898, ...	959	270,826	1,710	598,750
			17,375	5,169,351
Loans sanctioned to 31st January, 1898, ...	11,746	3,744,332		
„ in February, 1898, ...	257	82,227	12,003	3,826,559
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1885), to 31st Jan., 1898, .	1,708	448,739		
„ in February, 1898, ...	4	2,370	1,712	451,109
„ (Section 40, Act, 1896), to 31st Jan., 1898, ...	8	3,395		
„ in February, 1898, ...	54	14,622	62	18,017
Total number of Loans sanctioned to 28th Feb., 1898, .	—	—	15,777	4,296,685
Less applications rescinded by Order of Court to 28th February, 1898, ...	120	49,922		
„ in cases of Purchase of Estates (Section 5, 1885) to 28th February, 1898, . .	131	52,585		
„ (Section 40, 1896) to 28th February, 1898, ...	—	—	251	102,507
			15,526	4,193,178
Loans issued to 31st January, 1898, ...	8,887	2,874,918		
„ in February, 1898, ...	216	76,694	9,103	2,951,612
„ in cases of Purchase of Estates (Section 5, Act, 1885), to 31st January, 1898, .	1,452	365,632		
„ in February, 1898, ...	4	2,370	1,456	368,002
„ (Section 40, Act, 1896), to 31st January, 1898, ...	8	3,395		
„ in February, 1898, ...	54	14,622	62	18,017
„ in cases under the Redemption of Rent Act, to 31st January, 1898, ...	63	68,654		
„ in February, 1898, ...	12	2,255	75	70,909
„ pursuant to sec. 43 of the Land Law (Ireland) Act. 1896, to 31st Jan., 1898, .	1	1,250		
„ in February, 1898, ...	—	—	1	1,250
			10,697	3,409,790

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IX.—Redemption of Rent (Ireland) Act, 1891.

Applications received to 31st January, 1898, ...	1,277	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st January, 1898,	153	
„ in February, 1898, . .	4	Number received in February, 1898, .	3	156
		Number of cases in which no Consents were received and which were treated as Applications to fix Fair Rents* to 31st January, 1898, . .	1,098	
		Number of cases in which time had expired for receiving consents in month of February, 1898, . .	3	1,099
				1,255
		Number of cases in which applications have been received but where time for lodgment of consent has not expired	—	28
Total, .	1,281	Total, ...	—	1,281

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a), page 3.

CIVIL BILL COURTS.

MONTH OF FEBRUARY, 1898.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 28th day of February, 1898.

I. Fair Rent.

(a) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st January, 1898, . .	31,300		Rents fixed to 31st Jan., 1898,	17,676	
			„ in month of Feb., 1898,	11	17,687
Applications received in month of February, 1898, ...	51	31,351	Applications dismissed or struck out to 31st Jan., 1898, . . .	3,968	
			„ in month of Feb., 1898,	3	3,971
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st January, 1898, .	4,302		Applications withdrawn* to 31st January, 1898, .	484	
			„ in month of Feb., 1898,	1	485
Applications received in month of February, 1898, ...	3	4,303	Applications transferred to Irish Land Commission Court to 31st Jan., 1898, . . .	11,615	
			„ in month of Feb., 1898,	10	11,625
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st Jan., 1898, .	2,468		Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 31st Jan., 1898, ...	28	
Applications received in month of February, 1898, ...	—	2,468	„ in month of Feb., 1898,	—	28
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 31st January, 1898, . .	70				
Applications received in month of February, 1898, . .	12	82			
Total, . .	—	38,206	Total disposed of, .	—	33,796

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications to withdraw are made, that a rent has been agreed upon between the parties

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SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st January, 1898,		3,752	Rents fixed to 31st Jan., 1898,	628	
			" in month of Feb., 1898,	17	645
Applications received in month of February, 1898,		266	Applications dismissed or struck out to 31st Jan., 1898,	53	
			" in month of February, 1898,	—	53
			Applications withdrawn* to 31st January, 1898,	62	
			" in month of February, 1898,	1	63
			Applications transferred to Irish Land Commission, to 31st Jan., 1898,	2,048	
			" in month of February, 1898,	80	2,128
Total,		4,018	Total disposed of,	—	2,889

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st January, 1898,	7,286
Do., do. in month of February, 1898,	—
Total,	7,286

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 31st January, 1898,	44
Do., do., do., in month of February, 1898,	1
Total,	45

II.—Miscellaneous Originating Notices.*

Miscellaneous Originating Notices (*e.g.*, Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st January, 1898,	334	
Applications received to 31st January, 1898,	603		" in month of February, 1898,	—	334
Applications received in month of February, 1898,	—	603	Transferred to Irish Land Commission Court to 31st Jan., 1898,	37	
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 31st January, 1898,	3		Transferred in month of February, 1898,	—	37
Applications received in month of February, 1898,	—	3			
Total,	—	606	Total disposed of,	—	371

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

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III.—Applications by Lessee or Grantee to have Lease or Grant executed since 1st January, 1869, declared Void ("Land Law (Ireland) Act, 1887,"—sec. 2).—Form 80.

Number of Applications received to 23rd February, 1888,* . . .	6	Leases or Grants declared void to 31st Jan., 1898, .	—	
		„ in month of Feb., 1898, .	—	—
		Applications dismissed or struck out to 31st Jan., 1898, . .	6	
		„ in month of Feb., 1898, .	—	6
		Applications withdrawn or compromised to 31st January, 1898, .	—	
		„ in month of Feb., 1898,	—	—
		Applications transferred to Irish Land Commission Court to 31st January, 1898, .	—	
		„ in month of Feb., 1898,	—	—
Total, . . .	6	Total disposed of,	—	6

* The time Limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—Applications by Middleman claiming to be entitled to surrender his holding under sec. 8 of "Land Law (Ireland) Act, 1887."—Form 38.

Number of Applications received to 31st January, 1898, .	22	Applications granted to 31st Jan., 1898, . .	3	
„ in month of February, 1898,	—	„ in month of Feb., 1898,	—	3
		Applications dismissed or struck out to 31st Jan., 1898, . .	4	
		„ in month of Feb., 1898,	—	4
		Applications withdrawn to 31st Jan., 1898, .	1	
		„ in month of Feb., 1898, .	—	1
		Applications transferred to Irish Land Commission Court to 31st January, 1898, .	3	
		„ in month of Feb., 1898, .	—	3
Total, . .	22	Total disposed of, .	—	11

Irish Land Commission,
19th *April*, 1898.

JOHN H. FRANKS.

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